Amendment Under 37 C.F.R. § 1.111 USSN 10/038,586 Attorney Docket Q67753

#### <u>REMARKS</u>

It is proposed to amend figures 1 and 3 as prior art since it is clear that figures 1-4 inclusive are all directed to the same prior art embodiment. It is also proposed to amend the reference characters in figure 5 whereby elements of the combination which are different from the combination shown in the prior art embodiment are designated by different characters. Upon approval of the proposed changes figures 1, 3 and 5 will be corrected had submitted.

The specification has been revised with respect to the description of the embodiment of figure 5 in view of the change of reference characters and to more clearly describe the embodiment of figure 5. No new matter has been submitted whatsoever.

A new Abstract of the Disclosure has also been submitted based on the revised description of the embodiment of figure 5.

In the last Office Action the claim was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. Claim 1 was further rejected under 35 U.S.C. § 102(b) as being anticipated by the admitted prior art in figure 1.

Claim 1 has been canceled without prejudice in order to advance the prosecution of the present application and new claim 2 has been substituted therefore. Reconsideration and allowance of the application is respectfully requested in view of the following remarks.

New claim 2 more clearly and specifically defines the embodiment of the present invention shown in figure 5 of the drawings. More specifically the weather strip is defined as having a U-shaped securing portion comprised of a transverse base portion and a pair of parallel projecting gripping members disposed at opposite ends of the transverse base member. The

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claim further specifically sets forth that a projection is formed centrally of the transverse base

member and extends into the compartment in engagement with the pressure sensitive element

whereby upon application of pressure to the compartment the pressure sensitive element will be

deformed about the projection to bring the electrically conductive strips into contact with each

other. This is entirely different from the prior art embodiment disclosed in figures 1-4 wherein

the projection is formed on the wall of the compartment spaced from the securing portion. Since

the projection is relied upon to press the electrically conductive strips together any displacement

of the projection due to pressure as shown in figures 3 and 4 will prevent the projection from

pressing the electrically conductive strips together. Therefore the new and unobvious results

obtained by the presently claimed construction render the claim patentable over the prior art

embodiment. Therefore it is respectfully requested that claim 2 be allowed and the application

passed to issue forthwith.

If for any reason the Examiner is unable to allow the application on the next Office

Action and feels that an interview would be helpful to resolve any remaining issue, the Examiner

is respectfully requested to contact the undersigned attorney for the purpose of arranging such an

interview.

Respectfully submitted,

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#### **APPENDIX**

### **VERSION WITH MARKINGS TO SHOW CHANGES MADE**

### **IN THE SPECIFICATION:**

# The specification is changed as follows:

Page 5, after the description of Figure 5 delete the three full paragraphs found thereafter in their entirety without prejudice or disclaimer and substitute therefore the following paragraphs:

-- The present invention is shown in detail in figure 5 wherein the same reference numerals have again been attributed to parts and elements which are identical to those which were used in describing the prior art embodiment of figures 1-4 inclusive.

As in the prior art embodiment the whether strip 1' is comprised of a U-shaped securing portion 2' having a transverse portion 21 having parallel legs 22 extending outwardly from said transverse portion 21 at substantially right angles thereto. A wall 25 is secured at opposite ends to opposite ends of the transverse portion 21 to define a transverse compartment 23 for receiving a pressure sensitive element 14 identical in construction the pressure sensitive element 14 shown in figures 1-4.

According to the present invention a central projection 29 is disposed on the transverse portion 21 and projects into the compartment 23 in engagement with one side of the pressure sensitive element 14. Pressure sensitive element 14 in figure 5 is identical to that disclosed and described in figures 1-4 inclusive. The opposite side of the pressure sensitive element 14 is disposed in engagement with the inner surface of the wall 25.

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In operation, if an obstruction is located between the closure element 8 and the weather strip pressure will be applied to the wall 25 which in turn presses the electrically conductive strip 17 into engagement with the inner conductive element 16 at a point adjacent the protrusion 29. The clearance in the compartment 23 on opposite sides of the protrusion 29 allows flexing of the pressure sensitive element to bring the conductive strips into engagement with each other. Thus there is no danger of the protrusion 29 being movable relative to a central portion of the pressure sensitive element similar to that which occurred with the protrusion 19 in the prior art embodiment of figures 1-4.--

# IN THE CLAIMS:

Claim 1 is canceled.

Claim 2 is added as new claim.

### IN THE DRAWINGS:

Two sheets of drawings containing figures 1-5 are submitted herewith with proposed changes shown in red for approval.

### IN THE ABSTRACT OF DISCLOSURE:

The present Abstract of the Disclosure has been deleted and replaced with the new Abstract of the Disclosure found on the attached unnumbered sheet.